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13 IN THE UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15
16 JOHN ARMSTRONG, et al.,) Case No. C 94 2307 CW
17 Plaintiffs,)
18 v.) **ORDER CONFIRMING UNDISPUTED**
19 ARNOLD SCHWARZENEGGER, et al.,) **BOARD OF PAROLE HEARINGS**
20 Defendants.) **ATTORNEYS' FEES AND COSTS FOR**
21) **THE THIRD QUARTER OF 2007**
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IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

8 JOHN ARMSTRONG, et al.,) Case No. C 94 2307 CW
9 Plaintiffs,)
10 v.) **ORDER CONFIRMING UNDISPUTED
11 ARNOLD SCHWARZENEGGER, et al.,) BOARD OF PAROLE HEARINGS
12 Defendants.) ATTORNEYS' FEES AND COSTS FOR
) THE THIRD QUARTER OF 2007
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)**

14 On March 21, 2001, the District Court ordered all further fee and expense requests and
15 disputes in the Board of Parole Hearing (BPH)¹ portion of the case shall be resolved through the
16 periodic fee process established by this Court's March 26, 1997 order.

18 On March 26, 1997, the District Court established procedures by which plaintiffs are to
19 collect periodic attorneys' fees and costs in this case in connection with their work monitoring
defendants' compliance with the Court's Orders and collecting fees.

Pursuant to these procedures, plaintiffs delivered by overnight Federal Express their Third
Quarterly Statement for 2007 to defendants on November 15, 2007. Defendants submitted their
objections to plaintiffs' statement on December 26, 2007. The parties completed their meet and
confer on January 24, 2008.

As a result of the January 24, 2008 agreement, the parties are able to agree to the payment of \$267,170.79 in fees and costs incurred during the Third Quarter of 2007. Attached hereto as

²⁸ ¹ The former Board of Prison Terms (BPT) was part of a state government reorganization effective July 1, 2005, and is now known as the Board of Parole Hearings (BPH).

1 Exhibit A are charts setting forth the undisputed fees and costs due and owing for the Third Quarter
2 of 2007 which are collectable forty-five days from the entry of this Order.

3 IT IS HEREBY ORDERED that plaintiffs' fees and costs of \$267,170.79, plus interest, are
4 due and collectable as of forty-five days from the date of entry of this Order. Interest on these fees
5 and costs will run from the date this Order is entered, accruing at the rate provided by 28 U.S.C. §
6 1961.

7 IT IS SO ORDERED.

8 1/30/08



9 Dated: _____

10 Claudia Wilken
11 United States District Judge

12 APPROVED AS TO FORM:

13
14 /S/ Jennifer J. Nygaard
15 Jennifer Nygaard
16 Deputy Attorney General
17 Attorney for Defendants

DATED: 01/28/08

18
19 /S/ Holly M. Baldwin
20 Holly M. Baldwin
21 Rosen, Bien & Galvan, LLP
22 Attorneys for Plaintiffs

DATED: 01/28/08

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